

WOOD, HERRON & EVANS, L.L.P.

BRUCE TITTEL
 DONALD F. FREI
 DAVID J. JOSEPHIC
 DAVID S. STALLARD
 J. ROBERT CHAMBERS
 GREGORY J. LUNN
 KURT L. GROSSMAN
 CLEMENT H. LUKEN, JR.
 THOMAS J. BURGER
 GREGORY F. AHRENS
 WAYNE L. JACOBS
 KURT A. SUMME
 KEVIN G. ROONEY
 KEITH R. HAUPP
 THEODORE R. REMAKLUS
 THOMAS W. HUMPHREY
 SCOTT A. STINEBRUNER
 DAVID H. BRINKMAN
 BEVERLY A. LYMAN, PH.D.

OF COUNSEL
 JOHN D. POFFENBERGER
 THOMAS W. FLYNN

2700 CAREW TOWER
 441 VINE STREET
 CINCINNATI, OHIO 45202-2917
 TELEPHONE: 513-241-2324
 FACSIMILE: 513-421-7269
 EMAIL: info@whepaten.com
 PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
 AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968
 TRUMAN A. HERRON 1935-1976
 EDWARD B. EVANS 1938-1971

RECEIVED CENTRAL FAX CENTER

MAY 23 2005

JOSEPH R. JORDAN
 C. RICHARD EBY
 DAVID E. FRITCHARD
 J. DWIGHT POFFENBERGER, JR.
 KATHRYN E. SMITH
 KRIST L. DAVIDSON
 P. ANDREW BLATT, PH.D.
 DAVID E. JEFFERIES
 WILLIAM R. ALLEN, PH.D.
 JOHN PAUL DAVIS
 DOUGLAS A. SCHOLER
 BRETT A. SCHATZ
 DAVID W. DORTON
 SARAH OTTE GRABER
 STEVEN W. BENINTENDI, PH.D.
 RANDALL S. JACKSON, JR.

TECHNICAL ADVISORS
 HENRY M. LABODA, PH.D.

May 23, 2005

FACSIMILE COVER SHEET

To: Technology Center 3700
 Examiner Lien M. Ngo
 Fax: (703) 872-9306

From: David W. Dorton
 Re: Our File: NAC-123US
 Serial No. 10/632,288

Pages: 4 (including cover sheet)

MESSAGE/COMMENTS

Attached herewith is a Supplemental Reply to Restriction Requirement
 submitted in the above-identified application

PLEASE DELIVER IMMEDIATELY TO EXAMINER LIEN M. NGO

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you. If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. OUR FAX NUMBER IS (513) 421-7269.

RECEIVED
CENTRAL FAX CENTER
MAY 23 2005

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence for Application No. 10/632,288 is being facsimile transmitted to Technology Center 3727, via Central Fax Number (703) 872-9306, on May 23, 2005.



David W. Dorton, Reg. No. 51,625 Date 5/23/05

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/632,288
Filed: August 1, 2003
Group Art Unit: 3727
Examiner: Lien M. Ngo
Applicant: Richard Leoncavallo and John D. DeLorme
Title: DRINKING CONTAINER WITH MULTILAYER LEAK-PROOF
CLOSURE
Attorney Docket: NAC-123US
Confirmation No.: 5074

Cincinnati, Ohio 45202

May 23, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL REPLY TO RESTRICTION REQUIREMENT

This Reply responds to the restriction requirement mailed April 20, 2005.

Prior to examination on the merits, Applicants respectfully request that the reply filed on May 18, 2005, be withdrawn and that this reply be entered. The following remarks are respectfully submitted.

Remarks begin on page 2.